

WARRICK COUNTY COUNCIL RESOLUTION NO. 2018 - 05

**APPROPRIATION RESOLUTION OF THE COUNTY COUNCIL OF WARRICK
COUNTY, INDIANA, AUTHORIZING A TRANSFER FROM THE COUNTY'S LOCAL
INCOME TAX FUND ALLOCATED TO ECONOMIC DEVELOPMENT PROJECTS
(FORMERLY KNOWN AS THE COUNTY ECONOMIC DEVELOPMENT INCOME
TAX)**

WHEREAS, the Warrick County Council (the "Council"), as the fiscal body of Warrick County, Indiana (the "County"), has given consideration to projects and improvements at certain County-owned facilities including without limitation: (i) renovations, improvements and upgrades to the existing County Courthouse and Judicial Center, as more particularly identified and described in the report from Energy Systems Group, Inc., dated February 8, 2018, including, but not limited to, certain structural, electrical, mechanical, plumbing, HVAC and technology equipping and improvement projects; (ii) renovations, improvements and upgrades to the County's existing historic jail; (iii) acquisition, improvement and equipping projects for the County Sheriff Department, including, without limitation, certain technology upgrades to the computer system and E911 system; and (iv) any other miscellaneous renovations, improvements or equipping projects related to the foregoing items (collectively, the "Project"); and

WHEREAS, the County has imposed a county economic development income tax on the adjusted gross income of County taxpayers pursuant to Indiana Code 6-3.5-7, which law has been repealed and codified at Indiana Code 6-3.6 for the purpose of consolidating all local income taxes into a single article and reclassified as the economic development purposes and certified shares components of additional revenues derived from the expenditure rate tax under IC 6-3.6 (referred to herein as "LIT" and the revenues derived therefrom as "LIT Revenues"); and

WHEREAS, the Council has determined that it will be of public utility and benefit to use a portion of the County's distributions of LIT Revenues towards payment of the costs of the Project and the Council now desires to do so as set forth herein; and

WHEREAS, the Council did not include the Project in the regular budget for the year 2018; and

WHEREAS, an extraordinary emergency and necessity exists for the making of the additional appropriation set out herein; and

WHEREAS, notice of a public hearing on said appropriation has been duly given by publication as required by Indiana law, and the hearing on said appropriation has been held on the date hereof at which all taxpayers had an opportunity to appear and express their views as to such appropriation.

NOW, THEREFORE BE IT RESOLVED by the Council, as follows:

Section 1. The Council finds and determines that an appropriation of \$200,000.00 is permitted by I.C. § 6-3.6-6-9.

Section 2. The Council finds that the use of the \$200,000.00 towards the payment of the Project is consistent with the purpose of I.C. § 6-3.6-10-2.

Section 3. Because of the findings in Sections 1 and 2, *supra*, the Warrick County Treasurer is hereby directed to transfer \$200,000.00 from the LIT Fund (formerly known as the EDIT Fund) for the purposes indicated herein.

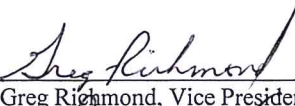
Section 4. The President of the Council, County Treasurer, and County Auditor are hereby authorized to take all such actions and to execute all such instruments as are desirable to carry out the transactions contemplated by this Resolution, in such forms as such officer or member executing the same shall deem proper, to be conclusively evidenced by the execution thereof, and any and all actions previously taken, or documents previously executed, in connection with the transactions contemplated by this resolution are hereby ratified and approved.

PASSED this 3rd day of May 2018.

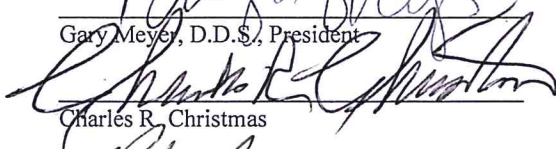
Warrick County Council



Gary Meyer, D.D.S., President



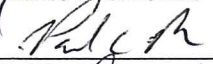
Greg Richmond, Vice President




Charles R. Christmas



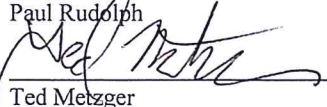
David Hachmeister



Paul Rudolph

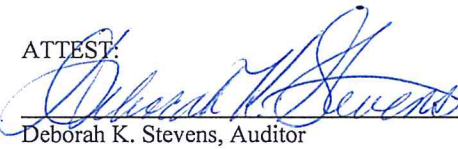


Brad Overton



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ATTEST:



Deborah K. Stevens, Auditor
Warrick County, Indiana